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PATENT
Docket No.: 10694/6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : CHARLES T. FERGUSON et al.
Serial No. : 09/288,229
Filed : April 8, 1999
For : SYSTEM AND METHOD FOR ALWAYS ON
VIRTUAL CONNECTIVITY IN A WIRELESS
SYSTEM
Group Art Unit : 2731
Examiner : Unassigned

Box Missing Parts
ASSISTANT COMMISSIONER
FOR PATENTS
Washington, DC 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

SIR:

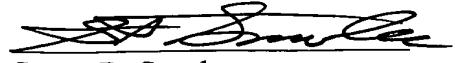
In response to the Notice to File Missing Parts of Application mailed May 13, 1999, submitted herewith is a Declaration. Also enclosed is a copy of the Notice to File Missing Parts.

Please charge Deposit Account No. 11-0600 in the amount of \$65.00 for the small entity late fee for the Declaration.

Respectfully submitted,

KENYON & KENYON

Dated: June 15, 1999


Stuart D. Smolen
Reg. No. 42,161

KENYON & KENYON
1500 K Street, N.W., Suite 700
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(202) 220-4200

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE



**TRANSMITTAL OF SMALL ENTITY
STATEMENT AND REQUEST FOR
REFUND**

Docket Number:
10694/1

Application Number
09/288,229

Filing Date
April 8, 1999

Examiner
Unassigned

Art Unit
2731

Invention Title
SYSTEM AND METHOD FOR ALWAYS ON
VIRTUAL CONNECTIVITY IN A WIRELESS
SYSTEM

Inventors
CHARLES T. FERGUSON et al.

Address to:
Assistant Commissioner for Patents
Washington D.C. 20231

Sir:

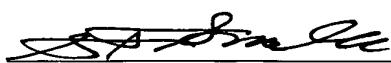
Enclosed is a Verified Statements Claiming Small Entity Status from Tantivy Communications, Inc., 2200 Front Street, Suite 3000, Melbourne, Florida 32901, for the above-referenced patent application.

Pursuant to 37 C.F.R. 1.28(a) and 1.26, Applicants request a refund of \$632.00 which is the excess amount of the filing fee timely paid prior to establishing Small Entity Status. The refund should be credited to Deposit Account No. 11-0600. A duplicate of this letter is enclosed.

Respectfully submitted,

KENYON & KENYON

Dated: June 15, 1999


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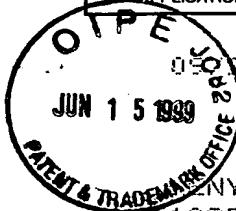


UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO/TITLE
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050288,229

04/08/99

FERGUSON

C

10694/6

JUN 15 1999

NYON & KENYON
1025 CONNECTICUT AVENUE N W
SUITE 600
WASHINGTON DC 20036

0292/0513

NOT ASSIGNED

DATE MAILED: 2731

05/13/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
 small entity (statement filed) non-small entity is \$ 150.00.

1. The statutory basic filing fee is:

- missing.
 insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. The following additional claims fees are due:

\$ _____ for _____ total claims over 20.

\$ _____ for _____ independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

- is missing or unsigned.
 does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the submitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

9. OTHER: _____

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

HARRISON T-6

Customer Service Center
Initial Patent Examination Division (703) 308-1202